

suant to Reorg. Plan No. 2 of 1978, §102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred all functions vested by statute in Civil Service Commission to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 774, 775, 776 of this title.

### § 774. Rules and regulations

The Director of the Office of Personnel Management shall perform, or cause to be performed, such acts, and shall make such rules and regulations, as may be necessary or proper to carry out the provisions of sections 771 to 775 of this title.

(Aug. 19, 1950, ch. 761, § 4, 64 Stat. 466; 1978 Reorg. Plan No. 2, § 102, eff. Jan. 1, 1979, 43 F.R. 36037, 92 Stat. 3783.)

#### TRANSFER OF FUNCTIONS

“Director of the Office of Personnel Management” substituted in text for “Civil Service Commission” pursuant to Reorg. Plan No. 2 of 1978, §102, 43 F.R. 36037, 92 Stat. 3783, set out under section 1101 of Title 5, Government Organization and Employees, which transferred all functions vested by statute in Civil Service Commission to Director of Office of Personnel Management (except as otherwise specified), effective Jan. 1, 1979, as provided by section 1-102 of Ex. Ord. No. 12107, Dec. 28, 1978, 44 F.R. 1055, set out under section 1101 of Title 5.

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 773, 775, 776 of this title.

### § 775. Payments nonassignable and exempt from process

No payment under sections 771 to 775 of this title shall be assignable, either in law or in equity, or be subject to execution, levy, lien, attachment, garnishment, or other legal process.

(Aug. 19, 1950, ch. 761, § 5, 64 Stat. 466.)

#### CROSS REFERENCES

Enforcement of legal obligations to provide child support and make alimony payments, see section 659 of Title 42, The Public Health and Welfare.

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 773, 774, 776 of this title.

### § 776. Payment out of Civil Service Retirement and Disability Fund

Annuities authorized by sections 771 to 775 of this title may, on and after September 30, 1994, be paid out of the Civil Service Retirement and Disability Fund.

(Pub. L. 103-329, title IV, Sept. 30, 1994, 108 Stat. 2407.)

#### CODIFICATION

Section is from the appropriation act cited as the credit to this section.

#### PRIOR PROVISIONS

Provisions similar to those in this section were contained in the following prior appropriation acts:

Pub. L. 103-123, title IV, Oct. 28, 1993, 107 Stat. 1249.  
 Pub. L. 102-393, title IV, Oct. 6, 1992, 106 Stat. 1756.  
 Pub. L. 102-141, title IV, Oct. 28, 1991, 105 Stat. 860.  
 Pub. L. 101-509, title IV, Nov. 5, 1990, 104 Stat. 1421.  
 Pub. L. 101-136, title IV, Nov. 3, 1989, 103 Stat. 810.  
 Pub. L. 100-440, title IV, Sept. 22, 1988, 102 Stat. 1745.  
 Pub. L. 100-202, §101(m) [title IV], Dec. 22, 1987, 101 Stat. 1329-390, 1329-413.

Pub. L. 99-500, §101(m) [title IV], Oct. 18, 1986, 100 Stat. 1783-308, 1783-322, and Pub. L. 99-591, §101(m) [title IV], Oct. 30, 1986, 100 Stat. 3341-308, 3341-322.

Pub. L. 99-190, title I, §101(h) [H.R. 3036, title IV], Dec. 19, 1985, 99 Stat. 1291.

Pub. L. 98-473, title I, §101(j) [H.R. 5798, title IV], Oct. 12, 1984, 98 Stat. 1963.

Pub. L. 98-151, §101(f) [H.R. 4139, title IV], Nov. 14, 1983, 97 Stat. 973.

Pub. L. 97-377, title I, §101(a) [incorporating H.R. 4121, title IV, for FY 1982], Dec. 21, 1982, 96 Stat. 1830.

Pub. L. 97-92, §101(a) [H.R. 4121, title IV], Dec. 15, 1981, 95 Stat. 1183.

Pub. L. 96-536, §101(a) [incorporating Pub. L. 96-74, title IV], Dec. 16, 1980, 94 Stat. 3166.

Pub. L. 96-74, title IV, Sept. 29, 1979, 93 Stat. 571.

Pub. L. 95-429, title IV, Oct. 10, 1978, 92 Stat. 1007.

Pub. L. 95-81, title IV, July 31, 1977, 91 Stat. 347.

Pub. L. 94-363, title IV, July 14, 1976, 90 Stat. 969.

Pub. L. 94-91, title IV, Aug. 9, 1975, 89 Stat. 449.

Pub. L. 93-381, title IV, Aug. 21, 1974, 88 Stat. 620.

Pub. L. 93-143, title IV, Oct. 30, 1973, 87 Stat. 517.

## CHAPTER 17—NATIONAL OCEAN SURVEY

### SUBCHAPTER I—GENERAL PROVISIONS

#### Sec.

851. Commissioned officers; authorized number.

851a to 852b. Repealed or Omitted.

853. Power to settle claims.

853a. Authorized numbers in permanent rank.

(a) Relative rank; proportion.

(b) Computation of number in grade.

(c) Reduction of grade or pay; separation.

(d) Filling of vacancies; additional numbers.

(e) Temporary increase in numbers.

853b. Promotion by selection to grades above lieutenant (junior grade).

853c. Consideration of all eligible officers for promotion purposes; date of promotion; separation from service.

853d. Promotions to permanent grades of commander and captain; time.

853e. Promotion of ensigns; separation from service.

853f. Length of service for promotion purposes.

853g. Retirement or separation of officers.

(a) Transfer of officers to retired list; separation from service.

(b) Computations.

(c) Effective date of retirements and separations.

853h. Separation pay of officers.

(a) Authorization of payment.

(b) Amount of pay; five or more years; three to five years.

(c) Determination of officer's years of service.

(d) Previously received pay excluded from determination of years of creditable service; limitation on total payment.

(e) Deduction from retired pay of amount of prior payments; deduction from disability compensation of amount of separation pay; exception.

853i. Appointments and promotions made by President; suspension during war or emergency.

853j. Examinations for promotion.

853j-1. Temporary appointments and promotions made by President.